

Session 121 - (2015-2016)

S 0326 General Bill, By Malloy

Summary: Supreme Court's authority

A BILL TO AMEND SECTION 40-5-20 OF THE 1976 CODE, RELATING TO THE SUPREME COURT'S AUTHORITY TO PROMULGATE RULES AND REGULATIONS CONCERNING THE PRACTICE OF LAW AND THE ESTABLISHMENT OF THE SOUTH CAROLINA BAR, TO PROVIDE THAT THE SUPREME COURT MAY PROMULGATE RULES AND REGULATIONS DEFINING AND REGULATING THE PRACTICE OF LAW SUBJECT TO THE STATUTORY LAW AND DETERMINING THE QUALIFICATIONS AND REQUIREMENTS FOR THE ADMISSION TO THE PRACTICE OF LAW AND THE LICENSURE OF ATTORNEYS IN THIS STATE, TO PROVIDE THAT ANY PROVISION OF LAW OR RULE THAT REQUIRES AN ATTORNEY TO BE A MEMBER OF THE SOUTH CAROLINA BAR IS SUPERSEDED AND OF NO FORCE AND EFFECT, AND TO DELETE INCONSISTENT PROVISIONS RELATED TO THE BAR; AND TO AMEND SECTION 40-5-310, RELATING TO PRACTICING LAW OR SOLICITING THE LEGAL CAUSE OF ANOTHER WITHOUT BEING ENROLLED AS A MEMBER OF THE SOUTH CAROLINA BAR, TO PROVIDE THAT NO PERSON MAY PRACTICE LAW UNLESS THE PERSON IS LICENSED BY THE SUPREME COURT AND TO DELETE THE REQUIREMENT THAT A PERSON BE A MEMBER OF THE SOUTH CAROLINA BAR.

01/13/15 Senate Introduced and read first time (Senate Journal-page 185)

01/13/15 Senate Referred to Committee on Labor, Commerce and Industry (Senate Journal-page 185)